

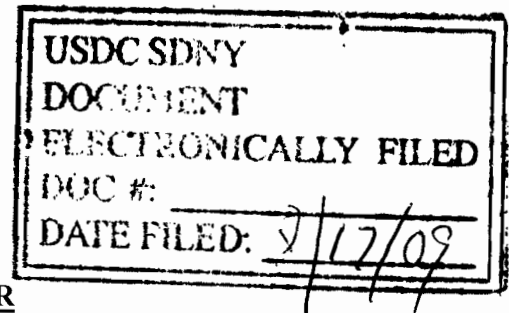
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation

This document relates to:

Village of Hempstead v. AGIP Inc., 03 CV 10055; and
West Hempstead Water Dist. v. AGIP Inc., 03 CV 10052

RONALD J. HEDGES, SPECIAL MASTER:



ORDER

Master File No. 1:00-1898
MDL 1358 (SAS)
M21-88

CASE MANAGEMENT ORDER # 54
(Interim Discovery Schedule)

On August 11, 2009, Defendants and Plaintiffs participated in a status conference before Special Master Ronald J. Hedges. The following represents certain dates and deadlines that the parties agreed upon in the above-referenced matters at the status conference:

FACT DISCOVERY ¹	
Supplemental Document Production All Outstanding Supplemental Document Productions and Interrogatory Responses, including: <ul style="list-style-type: none">• Plaintiffs to produce H2M Lab documents• Plaintiffs to produce documents identified in 7/31/09 Letter from Christopher J. Garvey to Robert Gitelman• Plaintiffs to produce all taste and odor complaint documents or, if previously produced, to identify each document by Bates number• Plaintiffs to provide sample redacted Granger documents for which privilege is claimed• Plaintiffs to identify any issues with Defendants' privilege logs• Defendants' to produce all outstanding discovery documents• Defendants to produce all outstanding privilege logs	September 11, 2009

¹ The discovery schedule is contingent upon resolving all outstanding document production issues by September 11, 2009.

Any dispute to be resolved with undersigned immediately.

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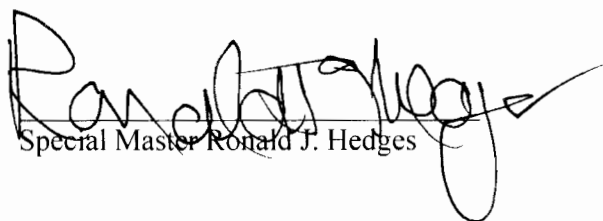
Interim Deadlines for Depositions	
The following depositions should be completed by October 16, 2009:	
<u>West Hempstead Water District</u>	
H2M Lab Depositions (Tentative)	September 18, 2009
West Hempstead Water District Rule 30(b)(6) on Preservation Issues	By October 16, 2009
Continuation of Frederick Kurz	By October 16, 2009
Continuation of Robert York	By October 16, 2009
Commissioner John Sparacio	By October 16, 2009
<u>Village of Hempstead</u>	
Village of Hempstead Rule 30(b)(6) on Preservation Issues	By October 16, 2009
Continuation of Michael Taylor	By October 16, 2009
Trustee Don Ryan	By October 16, 2009
<u>Village of Hempstead & West Hempstead</u>	
Plaintiffs' Depositions Defendants' and Third Party Witnesses	By November 20, 2009
Deadline to Complete Fact Depositions²	November 20, 2009
FACT DISCOVERY CLOSES³	December 31, 2009

² The parties will have seven days from the close of a deposition to respond to requests for documents resulting from the deposition.

³ As was done in *SCWA*, the parties are amenable to limited fact discovery after this date for fact issues that arise in expert discovery.

EXPERTS	
Non Case-Specific Expert Disclosures	
Plaintiffs' Non Case-Specific Expert Reports Produced	October 19, 2009
Defendants' Non Case-Specific Expert Reports Produced	November 19, 2009
Parties Complete Depositions of Plaintiffs' Non-Case Specific Experts	December 23, 2009
Parties Complete Depositions of Defendants' Non-Case Specific Experts	January 29, 2010
Site-Specific Expert Reports	
Plaintiff Site-Specific Expert Reports Produced	January 29, 2010
Defendants Affirmative Expert Reports	January 29, 2010
Rebuttal Reports	March 1, 2010
MOTIONS PRACTICE	
Dispositive Motions and Motions <i>In Limine</i> regarding Trial Phasing	April 2, 2010
<i>bifurcation, and the like</i>	
Daubert Motions	10 days after the close of each expert's deposition

SO ORDERED this 14th day of August 2009.


Special Master Ronald J. Hedges

so ordered
judges usdj
8/17/09

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of foregoing was served upon counsel for Plaintiffs and all other counsel of record via LexisNexis File & Serve on the 14th day of August, 2009.

/s/ Christopher J. Garvey

Christopher J. Garvey